

Message Text

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PAGE 01 WARSAW 03849 281000Z
ACTION ERDA-07

INFO OCT-01 EUR-12 ISO-00 OES-07 SSO-00 FSE-00 ABF-01
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FM AMEMBASSY WARSAW

TO SECSTATE WASHDC IMMEDIATE 8428

UNCLAS WARSAW 3849

PASS TO BOB WEBB, WILBUR GOUSE, EDWARD LARSON/ERDA

E.O. 11652: N/A

TAGS: OSCI ENRG TGEN PL

SUBJ: SFCP: ERDA JOINT FUND PROJECTS

REF: WARSAW 3824

THE FOLLOWING IS AN INFORMAL TRANSLATION OF POLISH COMMENTS ON
THE ERDA DRAFT (REF):

BEGIN TEXT:

COMMENTS OF THE MINISTRY OF MINING ON THE ERDA
DRAFT AGREEMENT

GENERAL REMARK: IN CONNECTION WITH THE REORGANIZATION OF MINIS-
TRIES IN THE POLISH GOVERNMENT, THE POLISH PARTNER IN THE AGREE-
MENT WILL BE THE MINISTRY OF MINING RATHER THAN THE MINISTRY OF
MINING AND POWER, AS WRITTEN IN THE DRAFT.

SECTION 1.1 - THE POLISH SIDE BELIEVES IT NECESSARY TO ADD THE
WORDS "AND IN ACCORDANCE WITH POLISH REGULATIONS."

SECTION 2.4 - THE IMPLEMENTATION OF MOST OF THE PROJECTS WILL
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TAKE PLACE DURING THE COURSE OF FIVE YEARS, AND DURING THAT TIME
INCREASES OF COSTS MAY OCCUR. THIS SECTION REQUIRES EDITING TO
TAKE THESE POINTS INTO ACCOUNT.

SECTION 3.1 - THE MINISTRY OF MINING BELIEVES A CHANGE OF
PRINCIPAL INVESTIGATOR SHOULD REQUIRE THE CONSENT OF BOTH PARTNERS.

SECTION 3.2 - BECAUSE THERE IS JOINT WORK ON THE AGREEMENTS, THE PROGRAM OFFICER AND THE PROJECT OFFICER SHOULD BE NOMINATED BY ERDA WITH THE CONSENT OF THE POLISH MINISTRY OF MINING.

SECTION 4 - THIS FORMULATION CAUSES A NUMBER OF PROBLEMS. WE WOULD LIKE TO DISCUSS THIS MATTER DURING THE TALKS WITH THE ERDA DELEGATION IN POLAND.

SECTION 5 - DURING THE MEETINGS WITH REPRESENTATIVES OF ERDA IN POLAND, WE ALSO PLAN TO DISCUSS SPECIFIC PARTS OF THIS SECTION, HAVING IN MIND A DECREASE IN THE REQUIRED REPORTING.

SECTION 6 - WE PROPOSE TO WORD THE BEGINNING OF THE FIRST SENTENCE AS FOLLOWS:

"THE ERDA PROJECT OFFICER(S) OR SUCH OTHER PERSON(S) AS MAY BE DESIGNATED BY ERDA, WITH THE CONSENT OF THE POLISH MINISTRY OF MINING,...."

SECTION 7 - WE BELIEVE IT NECESSARY TO SUPPLEMENT THIS SECTION BY STATING THAT NOT ONLY THE MINISTRY OF MINING, BUT ALSO ERDA, IS EXCLUDED FROM CONCLUDING AGREEMENTS OR MAKING DECISIONS WITH OTHER PARTIS.

SECTION 8.3 - THE POINT REQUIRES DISCUSSIONS WITH REPRESENTATIVES OF ERDA BECAUSE ITS FORMULATION IS NOT IN ACCORDANCE WITH POINT 9 OF "CONDITIONS OF UNDERTAKING OF THE JOINT POLISH-AMERICAN SCIENTIFIC RESEARCH WORK FINANCED FROM THE MARIE SKLODOWSKA-CURIE JOINT FUND...."

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POINT 4 OF THE SAME SECTION REQUIRES BETTER WORDING.

SECTION 9.3 - THE POLISH MINISTRY OF MINING CANNOT AGREE TO QUARTERLY REPORTS AND PROPOSES INSTEAD PREPARATION OF SEMI-ANNUAL REPORTS.

SECTION 10 - WE PROPOSE DETAILED DISCUSSION ON THIS SECTION DURING THE VISIT OF THE ERDA DELEGATION IN POLAND.

SECTION 12 - THE POLISH MINISTRY OF MINING CANNOT AGREE TO A FORMULATION THAT PERMITS THE AMERICAN SIDE TO CANDEL UNILATERALLY THE AGREEMENT. THIS IS NOT IN ACCORDANCE WITH POINT 9 OF "CONDITIONS OF UNDERTAKING OF THE JOING POLISH-AMERICAN SCIENTIFIC RESEARCH WORK FINANCED FROM THE MARIE SKLODOWSKA-CURIE JOINT FUND...."

SECTION 13.1 AND 13.2 - WE PROPOSE TO ADD THE WORDS "AND IN ACCORDANCE WITH POLISH REGULATIONS."

END TEXT
DAVIES

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NNN

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Disposition Event:
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